

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC.  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

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THIS DOCUMENT APPLIES TO:  
ALL BOSTON SCIENTIFIC CORP. CASES PENDING IN WAVE 13 OF MDL 2327 AND  
LISTED IN EXHIBIT A OF DEFENSE NOTICE OF ADOPTION  
(ECF No. 8997)

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**NOTICE OF ADOPTION OF PRIOR DAUBERT RESPONSE OF  
DR. PEGGY PENCE**

Plaintiffs hereby adopt and incorporate by reference Plaintiffs' Response in Opposition to Defendant Boston Scientific Corporation's Motion to Exclude the Opinions and Testimony of Peggy Pence, Ph.D. from Boston Scientific Wave 3. (*See* 2:12-md-2326 Boston Scientific Corp. MDL 2326 ECF No. 4968.) Plaintiffs respectfully request that the Court deny Defendant's motion for the reasons expressed in the Wave 3 response briefing.

DATED: January 2, 2020

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 2, 2020 I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

By: /s/ W. Michael Moreland  
W. Michael Moreland

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